



PATENT
Docket No.: 57953/1180

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Philip N. Benfey) Examiner: C. Collins
Serial No. : 09/578,827)
Cnfrm. No. : 5552) Art Unit: 1638
Filed : May 24, 2000)
For : SHORT-ROOT GENE, PROMOTER AND)
USES THEREOF)

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §§ 1.97-1.98**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR §§ 1.97-1.98, applicants hereby bring to the attention of the United States Patent and Trademark Office the enclosed references listed on the attached PTO-1449 form. References 1-7 were cited in a Supplementary European Search Report (copy enclosed) for a corresponding European application. The other references listed in the accompanying search report have already been made of record and therefore are not listed on the attached PTO-1449 form.

Pursuant to 37 CFR §§ 1.17(p) and 1.97(c), enclosed is a check to cover the \$180.00 filing fee. The Commissioner is hereby authorized to charge any additional fees, or credit any overpayment, to Deposit Account No. 14-1138.

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Date: August 27, 2004

Respectfully submitted,

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.

August 27, 2004 Jo Ann Whalen
Date Jo Ann Whalen

AUG 30 2004

PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO				<i>Complete if Known</i>	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Application Number	09/578,827
				Filing Date	May 24, 2000
				First Named Inventor	Philip N. Benfey
				Art Unit	1638
				Examiner Name	C. Collins
Sheet	1	of	1	Attorney Docket Number	57953/1180

U.S. PATENT DOCUMENTS					
Examiner Initials ¹	Cite No. ¹	U.S. Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS					
Examiner Initials ¹	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Kind Code ³ Country Code ⁴ Number ⁴ (if known)			

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS					
Examiner Initials ¹	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T ²
	1	Helariutta et al., Database Accession No. AF233752 (2000)			
	2	Rounslay et al., Database Accession No. B97786 (1998)			
	3	Author Unknown, TrEMBL Accession No. Q9SN22 (2000)			
	4	Author Unknown, TrEMBL Accession No. Q9SZF7 (2000)			
	5	Martin, C., "Transcription Factors and the Manipulation of Plant Traits," <i>Current Opinion in Biotechnology</i> , 7(2):130-138 (1996)			
	6	Di Laurenzio et al., "The SCARECROW Gene Regulates an Asymmetric Cell Division That Is Essential for Generating the Radial Organization of the <i>Arabidopsis</i> Root," <i>Cell</i> , 86:423-433 (1996)			
	7	Nakajima et al., "Intercellular Movement of the Putative Transcription Factor SHR in Root Patterning," <i>Nature</i> , 413(6853):307-311 (2001)			
	8	Helariutta et al., "Towards the Molecular Cloning of the <i>SHORTROOT</i> Locus," <u>9th International Conference on <i>Arabidopsis</i> Research</u> Abstract No. 457 (June 1998)			

Examiner Signature		Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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